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FORM**

(to be used for all correspondence after initial filing)

|  |     |                        |                   |
|--|-----|------------------------|-------------------|
|  |     | Application Number     | 10/615,727        |
|  |     | Filing Date            | July 9, 2003      |
|  |     | First Named Inventor   | Mark A. Reiley    |
|  |     | Art Unit               | 3738              |
|  |     | Examiner Name          | David J. Isabella |
| Total Number of Pages in This Submission | 318 | Attorney Docket Number | 29914-701.401     |

**ENCLOSURES (Check all that apply)**

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|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance communication to Technology Center (TC)  |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences   |
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| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter  |
| <input checked="" type="checkbox"/> Extension of Time Request                | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Information Disclosure Statement; Form PTO/SB/08 with 68 references cited. |
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| <input type="checkbox"/> Information Disclosure Statement                    | <input type="checkbox"/> CD, Number of CD(s)  |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              |   |   |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application   |   |   |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |   |
| <b>Remarks</b>   |   |   |

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

|                         |  |
|-------------------------|--|
| Firm or Individual name | W. Benjamin Glenn, Reg. No. 44,713, WILSON SONSINI GOODRICH & ROSATI |
| Signature               | <i>W. Benjamin Glenn</i>   |
| Date                    | May 31, 2005   |

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| Typed or printed name | Annette Palladino        |
| Signature             | <i>Annette Palladino</i> |
|                       | Date                     |
|                       | May 31, 2005             |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Jun. 1. 2005 12:35PM WILSON SONSINI

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**PATENT**  
**Attorney Docket No. 29914-701.401**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                                   |   |                             |
|-----------------------------------|---|-----------------------------|
| In re Application                 | ) |                             |
|                                   | ) | Confirmation No.: 1799      |
| Inventors: Mark A. Reiley         | ) |                             |
|                                   | ) | Art Unit: 3738              |
| Application No.: 10/615,727       | ) |                             |
|                                   | ) | Examiner: David J. Isabella |
| Filed: July 9, 2003               | ) |                             |
|                                   | ) | Customer No.: 021971        |
| Title: FACET ARTHROPLASTY DEVICES | ) |                             |
| AND METHODS                       | ) |                             |

**AMENDMENT UNDER C.F.R. §1.116**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Introductory Comments:**

Applicants submit this Amendment in response to the Office Action mailed on December 1, 2004. Reconsideration is respectfully requested in view of the amendments and remarks below.

**Amendments to the Claims** being on page 2 of this paper.

Remarks begin on page 12 of this paper.